THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.27160 of 2007

DATED: 20.12.2007

Between:

M. Srinivasa Rao

.. Petitioner

And

The Commissioner of Endowments, Endowments Department, A.P., Boggulakunta, Hyderabad and another.

.. Respondents

THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.27160 of 2007

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in not considering absorption of the petitioner in the existing vacancy of Junior Assistant in the 2nd respondent Devasthanam, though he has been discharging his duties of the Junior Assistant for the last 11 years and fully qualified and eligible, as arbitrary, illegal and violative of Article 14 of the Constitution of India; and consequently to direct the respondents to absorb the petitioner as Junior Assistant in the 2nd respondent Devasthanam.

2. According to the petitioner, he was appointed on N.M.R. basis in the 2nd respondent Devasthanam in the year 1996 and he, being a law graduate, has been looking after the legal matters and discharging the duties of Junior Assistant. While so, it is his grievance that five vacancies in the post of Junior Assistant have arisen in the 2nd respondent Devasthanam, due to promotion of certain Junior Assistants as Senior Assistants, and, out of those five posts, three posts were filled up by absorbing the NMRs appointed on compassionate grounds. Though two more vacant posts are available

and though he has been working since 11 years, his case was not considered for absorption as Junior Assistant. In this regard, he made a representation, ventilating his grievance, to the 1st respondent on 09.04.2005, but no action has been taken thereon till date.

3. In the facts and circumstances, without expressing any opinion on merits, 1st respondent is directed to consider the representation purported to have been made by the petitioner on 09.04.2005, for consideration of his case for absorption as Junior Assistant in the 2nd respondent Devasthanam, and pass appropriate orders, within a period of six weeks from the date of receipt of a copy of this order, and communicate the same to the petitioner.

4. With the above direction, the writ petition is disposed of. No order as to costs.

JUSTICE C.V. RAMULU

20th December, 2007.
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